

**FILED**

OCT 06 2006

RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND

1 KEVIN V. RYAN (CSBN 118321)  
United States Attorney

2 MARK L. KROTOSKI (CSBN 138549)  
3 Chief, Criminal Division

4 GEORGE L. BEVAN, JR. (CSBN 65207)  
Assistant United States Attorney

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8 Attorneys for the United States of America

9 UNITED STATES DISTRICT COURT  
10 NORTHERN DISTRICT OF CALIFORNIA  
11 OAKLAND DIVISION

12 UNITED STATES OF AMERICA,

13 Plaintiff,

14 v.

15 DEREK O'DAY,

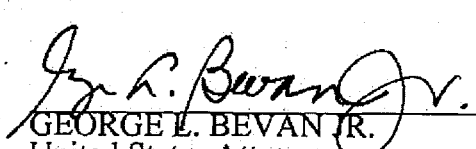
16 Defendant.  
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No. CR-06-00357-DLJ

18 STIPULATION AND ORDER  
19 RESCHEDULING DATE OF  
20 SENTENCING

21 The United States and the defendant, through their respective counsel, jointly  
22 stipulate and respectfully request the Court to continue the defendant's sentencing from  
23 October 6, 2006, to January 12, <sup>2007</sup> ~~2006~~ at 10:00 a.m. There are matters affecting the  
24 defendant's sentencing that still need to be addressed before the parties will be in a  
25 position to go forward with sentencing. For this reason, the parties are requesting that the  
26 current sentencing date be rescheduled.

27 Dated: 10/5/06

28   
GEORGE L. BEVAN JR.  
United States Attorney

OCT-05-2005 15:31

P.03

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Dated: 10/5/06

  
FREDERICK R. REMER, ESQ.  
Attorney for Defendant Derek O'Day

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IT IS SO ORDERED.

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Dated: 10-6-06

  
D. LOWELL JENSEN  
United States District Judge

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IN RESPONSE TO REQUEST FOR  
RULE 11(d)(2) NOTICE

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10/9/06 P.03